



REGISTRAR OF REGULATIONS
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COMMONWEALTH of VIRGINIA

Department of Health
DIVISION OF SHELLFISH SANITATION
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Richmond, VA 23219

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NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 007-028, YEOCOMICO RIVER

EFFECTIVE 2 MAY 2005

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §9-6.14.4.1, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 007-028, Yeocomico River," effective 21 July 2004, is cancelled effective 2 May 2005.
2. The shellfish condemnation area Number 007-028, Yeocomico River, is established, effective 2 May 2005. As to Sections A, B, C, D, E, F and G it shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. As to Section H, it shall be unlawful for any person, firm, or corporation to take shellfish from this area for any purpose. The boundaries of these sections are shown on the map titled "Yeocomico River, Condemned Shellfish Area Number 007-028, 2 May 2005" which is part of this notice.
3. The seasonal shellfish condemnation area Number 007-028 shown at Sections M1, M2, M3, and M4 is hereby established, effective 2 May 2005, for the period May 2, 2005, through October 31, 2005, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It shall be unlawful for any person, firm or corporation to take shellfish from these areas during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in § 28.2-810 of the *Code of Virginia*. The boundaries of these sections are shown on the map titled "Yeocomico River, Condemned Shellfish Area Number 007-028, 2 May 2005" which is part of this notice.
4. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.


BOUNDARIES OF CONDEMNED AREA NUMBER 007-028

- A. The condemned area shall include all of Northwest Yeocomico River (Shannon Branch) and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (38°03'00.4", -76°33'13.5") and map coordinate (38°02'57.3", -76°33'26.2").

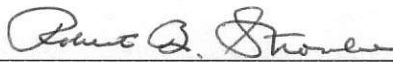
- B. The condemned area shall include all of White Point Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (38°02'37.7", -76°33'41.3") and map coordinate (38°02'41.8", -76°33'39.6").
- C. The condemned area shall include all of West Yeocomico River and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (38°01'44.6", -76°33'25.9") and map coordinate (38°01'34.4", -76°33'39.2").
- D. The condemned area shall include all of Wilkins Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (38°01'16.6", -76°33'15.9") and map coordinate (38°01'11.2", -76°33'09.8").
- E. The condemned area shall include all of Mill Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (38°00'41.1", -76°32'50.4") and map coordinate (38°00'28.8", -76°32'45.1").
- F. The condemned area shall include all of South Yeocomico, Lodge Creek and their tributaries lying upstream of a line drawn between latitude/longitude map coordinate (38°00'20.4", -76°32'31.2"), map coordinate (38°00'18.8", -76°32'26.6") and map coordinate (38°00'13.9", -76°32'13.3"), but excluding the area described in Section H.
- G. The condemned area shall include all of Palmer Cove and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (38°00'42.5", -76°32'08.4") and map coordinate (38°00'31.4", -76°32'05.7").
- H. The condemned area shall include all of Lodge Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°59'01.8", -76°32'27.7") and map coordinate (37°59'01.9", -76°32'23.5").
- M1. The seasonally condemned area shall include that portion of Northwest Yeocomico River (Shannon Branch) lying inland of a line drawn from latitude/longitude map coordinate (38°02'27.2", -76°32'50.0"), map coordinate (38°02'46.7", -76°33'10.0"), and map coordinate (38°02'48.7", -76°33'07.5").
- M2. The seasonally condemned area shall include that portion of Northwest Yeocomico River (Shannon Branch) and White Point Creek, lying inland of a line drawn from latitude/longitude map coordinate (38°02'35.9", -76°33'31.3") to map coordinate (38°02'27.4", -76°33'03.3").
- M3. The seasonally condemned area shall include that portion of West Yeocomico River lying inland of a line drawn from latitude/longitude map coordinate (38°01'43.4", -76°32'57.8") to map coordinate (38°01'44.6", -76°33'25.9").

- M4. The seasonally condemned area shall include that portion of South Yeocomico River lying inland and upstream of a line drawn from latitude/longitude map coordinate (38°00'31.6", -76°32'37.6"), map coordinate (38°00'30.7", -76°32'19.7"), map coordinate (38°00'18.8", -76°32'26.6"), and ending at map coordinate (38°00'20.4", -76°32'31.2").

Recommended by:


for Director, Division of Shellfish Sanitation

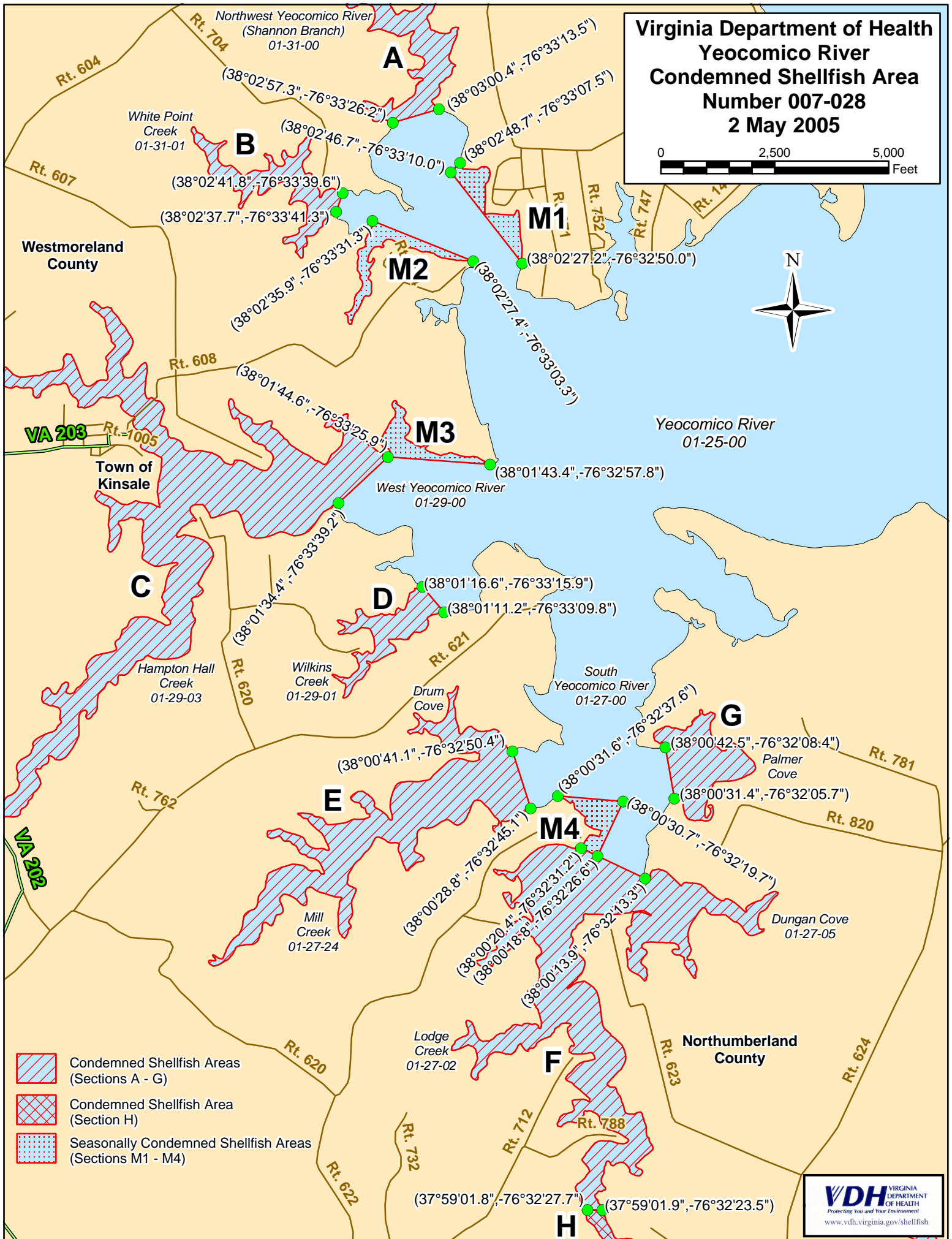
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



State Health Commissioner

04/20/2005
Date

**Virginia Department of Health
Yeocomico River
Condemned Shellfish Area
Number 007-028
2 May 2005**

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-  Condemned Shellfish Areas (Sections A - G)
-  Condemned Shellfish Area (Section H)
-  Seasonally Condemned Shellfish Areas (Sections M1 - M4)